

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

JANE DOE,

Plaintiff,

v.

DARREN K. INDYKE and RICHARD D.
KAHN, in their capacities as executors of the
ESTATE OF JEFFREY E. EPSTEIN,
GHISLAINE MAXWELL, an individual,

Defendants.

Case No. 1:20-cv-00484-JGK

DECLARATION OF ROBERT S. GLASSMAN

ROBERT GLASSMAN, pursuant to 28 U.S.C. § 1746, declares under penalty of perjury that the following is true and correct:

1. I am an attorney at the law firm Panish, Shea & Boyle LLP and am admitted before this Court. I represent Plaintiff Jane Doe in this matter.
2. I respectfully submit this Declaration in support of Plaintiff's Motion to Approve Alternate Service Pursuant to Federal Rule of Civil Procedure 4(e)(1).
3. Attached hereto as **Exhibit 1** are true and correct copies of declarations provided by process servers documenting five (5) unsuccessful attempts at service on Maxwell at addresses associated with her in both Florida and New York: 116 E. 65th Street, New York, NY 10065; 457 Madison Avenue, 4th Floor, New York, NY 10022; 1000 Venetian Way, APT 801, Miami Beach, FL 33139; 358 El Brillo Way, Palm Beach, FL 33480; 20 E 66th ST, New York, NY 10065. My office conducted extensive Internet searches on Maxwell's whereabouts to find the addresses at which service was attempted.
4. Attached hereto as **Exhibit 2** is a true and correct copy of an email that my office

sent to gmax@ellmax.com on April 24, 2020 which attached a copy of the Complaint in this matter (ECF No. 9) and the summons as to Ghislaine Maxwell (ECF No. 17). We did not receive a response to that email, nor did we receive any indication that the email had not been delivered. We also sent the same email to several other email addresses associated with Maxwell (namely, hello@theterramarproject.org; gmaxwell@theterramarproject.org; maxwellg@theterramarproject.org; ghislaine@theterramarproject.org; gmax@theterramarproject.org; maxwell@theterramarproject.org; ghislaine.maxwell@theterramarproject.org), but received no response.

5. Attached hereto as **Exhibit 3** is a true and correct copy of the April 2, 2020 letter that my office sent to Maxwell 's attorney Laura A. Menninger of Haddon, Morgan and Foreman, P.C. Enclosed in the letter is a copy of the Complaint in this matter (ECF No. 9) and the summons as to Ghislaine Maxwell (ECF No. 17).

6. Attached hereto as **Exhibit 4** is a true and correct copy of a letter from Maxwell's attorney Laura A. Menninger dated April 13, 2020 in which she indicated she is not authorized to accept service on behalf of Maxwell.

7. Despite these enormous efforts, we have been unable to effectuate service on Maxwell.

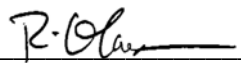
8. Attached hereto as **Exhibit 5** is a true and correct copy of the order issued by this Court in *Ransome v. Epstein*, 2018 WL 637421, at *1 (S.D.N.Y. Jan. 30, 2018), in which the Court found service upon Maxwell to be impracticable and approved Plaintiff serving the complaint and summons on Maxwell's attorneys as Haddon Morgan as an appropriate mode of alternative service.

9. In the *Farmer v. Indyke, et al.*, 1:19-cv-10475-LGS-DCF (S.D.N.Y.), which is related to this case, the court granted alternate service in a text-only order issued on February 12, 2020 which appears as ECF No. 27 as follows: "ORDER granting 18 Motion to Approve Alternate Service on Defendant Ghislaine Maxwell ("Maxwell"). Plaintiff's motion is unopposed, and, based on her representations regarding her inability to locate a current address for Maxwell despite diligent efforts, the Court finds that Plaintiff has adequately demonstrated that personal service

would be impracticable. See *Ransome v. Epstein*, No. 17cv616 (JGK), 2018 WL 637421, at *1 (S.D.N.Y. Jan. 30, 2018). This Court further finds that Plaintiff's provision of a copy of the Summons and Complaint by email to Maxwell's counsel of record in another action before the Court (*Giuffre v. Maxwell*, 15cv7433 (LAP)(S.D.N.Y.)), as well as to an email address publicly associated with Maxwell (see Plaintiff's Memorandum (Dkt. 19), at 3), was reasonably calculated to place Maxwell on notice of this suit and to constitute sufficient service under the circumstances. No later than 2/14/20, Plaintiff is directed to serve Maxwell with a copy of this Text Order by the same means (i.e., by email to Maxwell's counsel of record in the *Giuffre* case and to the email address publicly associated with Maxwell), and to file proof of such service on the Docket of this action. Maxwell may then have until 3/6/20 to move, answer, or otherwise respond to the Complaint. (HEREBY ORDERED by Magistrate Judge Debra Freeman)(Text Only Order) (Freeman, Debra) (Entered: 02/12/2020)."

Respectfully submitted,

Dated: May 27, 2020
Los Angeles, California



Robert Glassman

EXHIBIT 1

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) Robert S Glassman, Esq SBN: Bar No.269816 PANISH SHEA & BOYLE LLP 11111 Santa Monica Blvd Suite 700 GLORIA CELL# 213-444-8132 Los Angeles, CA 90025 TELEPHONE NO.: (310) 477-1700 FAX NO.: (310) 477-1699 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name):		FOR COURT USE ONLY
UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK STREET ADDRESS: 40 FOLEY SQUARE ROOM 435 CITY AND ZIP CODE: NEW YORK, NY 10007 HEARING DATE:		REFERENCE NUMBER: DOE/INDYKE
Plaintiff(s): JANE DOE Defendant(s): DARREN K. INDYKE, et al.		
DECLARATION OF DILIGENCE		CASE NUMBER 1:20-cv-00484-JG

I received the within assignment for filing and/or service on April 24, 2020 and that after due and diligent effort I have not been able to serve said person. I attempted service on this servee on the following dates and times:

Servee: **Ghislaine Maxwell**

Documents: **COMPLAINT FOR DAMAGES; SUMMONS IN A CIVIL ACTION;**

Address: **457 Madison Avenue 4th Floor**
New York, NY 10022

As enumerated below:

4/24/2020 -- 7:40 PM **457 Madison Avenue, 4th Floor**
Business **New York, NY 10022**

Bad address. This is a multi dwelling apartment complex under the name of Lotte New York. Spoke with Jerry Parker, Security Supervisor for the building who informed me that the whole building is empty at this time due to the corona virus. No one is currently residing here. No further information provided nor guard would confirm nor deny if subject resides here.

I declare under penalty of perjury under the laws of the United States of America that I am over the age of 18, not a party to this action and that the foregoing is true and correct. This declaration was executed on 4/27/2020.

Signature: _____

Michael S. Levey

N

County:
 Registration No.:
Nationwide Legal, LLC
1609 James M Wood Blvd.
Los Angeles, CA 90015

DECLARATION OF DILIGENCE

Order#: LA51503/DilFormat.mdl

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) Robert S Glassman, Esq SBN: Bar No.269816 PANISH SHEA & BOYLE LLP 11111 Santa Monica Blvd Suite 700 GLORIA CELL# 213-444-8132 Los Angeles, CA 90025 TELEPHONE NO.: (310) 477-1700 FAX NO.: (310) 477-1699 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name):		FOR COURT USE ONLY
UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK STREET ADDRESS: 40 FOLEY SQUARE ROOM 435 CITY AND ZIP CODE: NEW YORK, NY 10007 HEARING DATE:		REFERENCE NUMBER: DOE/INDYKE
Plaintiff(s): JANE DOE Defendant(s): DARREN K. INDYKE, et al.		
DECLARATION OF DILIGENCE		CASE NUMBER: 1:20-cv-00484-JG

I received the within assignment for filing and/or service on April 24, 2020 and that after due and diligent effort I have not been able to serve said person. I attempted service on this servee on the following dates and times:

Servee: **Ghislaine Maxwell**

Documents: **COMPLAINT FOR DAMAGES; SUMMONS IN A CIVIL ACTION;**

Address: **457 Madison Avenue 4th Floor**
New York, NY 10022

As enumerated below:

4/24/2020 – 7:17 PM **116 E. 65th Street**
Home **New York, NY 10065**

Bad address. This is a 4/5 story brown stone building. Doors locked. No one seen or heard inside the building. All shades are drawn shut, there is not a single light on in any of the floors nor on in any of the units. The whole building is dark. There a 2019 construction permit posted on the door from the city of New York for work to be performed there. Could not establish contact with anyone at this address.

4/24/2020 – 7:29 PM **20 E 66TH ST**
Home **New York, NY 10065**

Bad address. This is a multi dwelling apartment complex. No names listed on the directory. Spoke with building superintendant by the name of Cesar Abreu, who stated that subject, Ghislaine Maxwell is not known to him, nor is she a tenant there according to his list of tenants. No further information provided.

N

County:
 Registration No.:
Nationwide Legal, LLC
1609 James M Wood Blvd.
Los Angeles, CA 90015

I declare under penalty of perjury under the laws of the United States of America that I am over the age of 18, not a party to this action and that the foregoing is true and correct. This declaration was executed on 4/27/2020.

Signature: _____

Michael S. Levey

DECLARATION OF DILIGENCE

Order#: LA51503/DIIFormat.mdi

AFFIDAVIT OF NON-SERVICE

**UNITED STATES DISTRICT COURT
District of New York**

Index Number: 1:20-CV-00484

Date Filed: 1/28/2020

Plaintiff:

JANE DOE

vs.

Defendants:

**DARREN K. INDYKE and RICHARD D.
KAHN, in their capacities as executors of the
ESTATE OF JEFFREY E. EPSTEIN,
GHISLAINE MAXWELL, an individual**

For:

Kevin Boyle, Esquire
PANISH SHEA & BOYLE LLP
11111 Santa Monica Blvd.
Suite 700
Los Angeles, CA 90025

Received by U Got Served, LLC on the 24th day of April, 2020 at 12:17 pm to be served on **GHISLAINE MAXWELL, 358 EL BRILLO WAY, PALM BEACH, FL 33480.**

I, Sandra Harris, being duly sworn, depose and say that on the **25th day of April, 2020 at 9:58 am, I:**

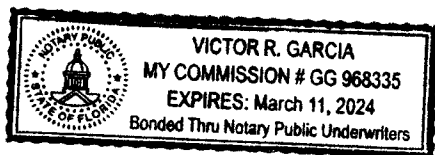
NON-SERVED the SUMMONS IN A CIVIL ACTION AND COMPLAINT FOR DAMAGES, DEMAND FOR JURY TRIAL for the reason that I failed to find **GHISLAINE MAXWELL** or any information to allow further search. Read the comments below for further details.

Additional Information pertaining to this Service:

4/24/2020 3:11 pm Service was attempted at 358 EL BRILLO WAY, PALM BEACH, FL 33480; the property has a gate with a call box; no one answered. I was unable to gain access to the property. The windows of the property have shutters.
4/25/2020 9:58 am Attempted service at 358 EL BRILLO WAY, PALM BEACH, FL 33480; The home caretaker came to the house while I was parked on front of the property. He stated that the Defendant does not live at this address. He has been living here for the last 3 years. I also spoke with the maintenance man at the house across the street; He stated that he has not seen the Defendant at the property.

AFFIDAVIT OF NON-SERVICE For 1:20-CV-00484

I certify that I am over the age of 18, have no interest in the above action, and I am a Certified Process Server, in good standing, in the Judicial Circuit in which the process was served. Pursuant to F.S. 95.525 "Under penalties of perjury", I declare that I have read the foregoing Return of Service and that the facts stated in it are true and correct" **Notary not required as per FS 92.525.**



State of Florida County of Palm Beach

Sworn and Subscribed before me on this 28 day
of April, 2020. By

Personally known or Produce identification x
Type of identification
produced driver license

NOTARY PUBLIC

NAME Victor Garcia

My Commission Expires

March 11, 2024

Sandra Harris

Sandra Harris
#1682

U Got Served, LLC
1279 W. Palmetto Park Road
Unit 273938
Boca Raton, FL 33427
(561) 361-7111

Our Job Serial Number: AOA-2020000803
Ref: Kevin Boyle, Esquire

AFFIDAVIT OF NON-SERVICE

UNITED STATES DISTRICT COURT
District of New York

Date Filed: 1/28/2020

Index Number: 1:20-CV-00484

Plaintiff:
JANE DOE

vs.

Defendants:
DARREN K. INDYKE and RICHARD D. KAHN, in their capacities as executors of the ESTATE OF JEFFREY E. EPSTEIN, GHISLAINE MAXWELL, an individual

For:
Kevin Boyle, Esquire
PANISH SHEA & BOYLE LLP
11111 Santa Monica Blvd.
Suite 700
Los Angeles, CA 90025

Received by U Got Served, LLC on the 24th day of April, 2020 at 12:17 pm to be served on **GHISLAINE MAXWELL, 1000 VENETIAN WAY, APT 801, MIAMI BEACH, FL 33139.**

I, Natasha Caplan, being duly sworn, depose and say that on the **24th day of April, 2020 at 8:00 pm, I:**

NON-SERVED the SUMMONS IN A CIVIL ACTION AND COMPLAINT FOR DAMAGES, DEMAND FOR JURY TRIAL for the reason that I failed to find **GHISLAINE MAXWELL** or any information to allow further search. Read the comments below for further details.

Additional Information pertaining to this Service:

4/24/2020 8:00 pm Service was attempted at 1000 VENETIAN WAY, APT 801, MIAMI BEACH, FL 33139; I knocked on the door and no one answered. I heard music and noise inside the apartment. I spoke with the security guard; he did not know who was GHISLAINE MAXWELL. I showed him a picture of her and he stated that he has not seen her. I also spoke with the employees at the front desk who stated that they have not seen her. They also did not recognize her from the picture. She is not listed as a resident. The Keffler Family is listed a living at that unit.

AFFIDAVIT OF NON-SERVICE For 1:20-CV-00484

I certify that I am over the age of 18, have no interest in the above action, and I am a Certified Process Server, in good standing, in the Judicial Circuit in which the process was served. Pursuant to F.S. 95.525 "Under penalties of perjury", I declare that I have read the foregoing Return of Service and that the facts stated in it are true and correct" **Notary not required as per FS 92.525.**

State of Florida County of Miami Dade
Sworn and Subscribed before me on this 28 day
of April, 2020. By Natasha A. Caplan
Personally known or Produce identification X
Type of identification
produced

NOTARY PUBLIC
NAME Stephanie Nin

My Commission Expires 2/6/2023



Stephanie Nin
NOTARY PUBLIC
STATE OF FLORIDA
Comm# GG299147
Expires 2/6/2023

Natasha Caplan
CPS #2327

U Got Served, LLC
1279 W. Palmetto Park Road
Unit 273938
Boca Raton, FL 33427
(561) 361-7111

Our Job Serial Number: AOA-2020000802
Ref: Kevin Boyle, Esquire

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* GHISLAINE MAXWELL
 was received by me on *(date)* 4/24/2020.

- ☐ I personally served the summons on the individual at *(place)* _____
 on *(date)* _____; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or
- ☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 on *(date)* _____; or

☒ I returned the summons unexecuted – I attempted service on 4/24/2020 at 8:00 p.m. at 1000 VENETIAN WAY, APT 801, MIAMI BEACH, FL 33139; I knocked on the door and no one answered. I heard music and noise inside the apartment. I spoke with the security guard; he did not know who was GHISLAINE MAXWELL. I showed him a picture of her and he stated that he has not seen her. I also spoke with the employees at the front desk who stated that they have not seen her. They also did not recognize her from the picture. She is not listed as a resident. The Keffler Family is listed as a living at that unit.

☐ Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date:

4/28/20


Server's signature

NATASHA CAPLAN, CPS #2327

Printed name and title

U Got Served, LLC, 1279 W. Palmetto Park Rd.,
#273938, Boca Raton, FL 33427

Server's address

EXHIBIT 2

Keilah Betts

From: Keilah Betts
Sent: Friday, April 24, 2020 8:49 AM
To: 'gmax@ellmax.com'
Cc: Robert Glassman; Nathan Werksman; Claudia Lomeli
Subject: DOE, Jane v. The Estate of Jeffrey Epstein et al.:
Attachments: SUMMONS.pdf; COMPLAINT.pdf

Ms. Maxwell,

Please be advised that this office represents a victim of Jeffrey Epstein, Jane Doe, who filed a lawsuit against you on January 22, 2020 in the Southern District of New York (Docket No. 20-cv-00484). I am attaching Jane Doe's summons and complaint to this email. We sent these documents to your attorney already and requested that she accept service on your behalf. Your attorney refused to accept service. Please confirm receipt of this email.

Thank you,

Keilah Betts
Panish Shea & Boyle LLP
11111 Santa Monica Boulevard, Suite 700
Los Angeles, CA 90025
Tel: (310) 477-1700
Fax: (310) 477-1699
Email: betts@psblaw.com
Web: www.psblaw.com

CONFIDENTIALITY NOTICE:

This e-mail may contain confidential and privileged material for the sole use of the intended recipient(s). Any review, use, distribution or disclosure by others is strictly prohibited. If you are not the intended recipient (or authorized to receive for the recipient), please contact the sender by reply e-mail or telephone, and delete all copies of this message.

If you are a potential client, the information you disclose to us by email will be kept in strict confidence and will be protected to the full extent of the law. Please be advised, however, that Panish Shea & Boyle LLP and its lawyers do not represent you until you have signed a retainer agreement with the firm. Until that time, you are responsible for any statutes of limitations or other deadlines for your case or potential case.

EXHIBIT 3



April 2, 2020

VIA U.S. MAIL, FACSIMILE & EMAIL

Laura A. Menninger
Haddon, Morgan and Foreman, P.C
150 East 10th Avenue
Denver, Colorado 80203
Fax: (303) 832-2628
Email: lmenninger@hmflaw.com

Re: *Jane Doe v. Darren Indyke, et al., 20-cv-00484 (JGK) (DCF)*

Dear Ms. Menninger:

Please be advised that we represent a woman identified as plaintiff Jane Doe in the above-referenced litigation filed in the Southern District of New York. It is our understanding that you represent Ghislaine Maxwell in a related action entitled *Farmer v. Darren Indyke, et al.* (19-cv-10475-LGS-DCF) and appeared as counsel of record for Ms. Maxwell in that action on March 4, 2020. Ms. Maxwell has also been named a defendant in our case.

Pursuant to the Court's order in *Ransome v. Epstein, et al.*, 17-cv-616 (JGK), ECF No. 107, and the Court's order in *Farmer*, ECF No. 27, the delivery of this letter and its attachments (including plaintiff's complaint and summons) to you and your law firm, as counsel of record for defendant Maxwell, shall constitute service of the complaint and summons as to defendant Ghislaine Maxwell.

Considering the well-documented impracticability of other methods of service on defendant Maxwell and the fact that you and your firm are actively representing Ms. Maxwell in other pending related litigation before the same court, this method of service is reasonably calculated to provide defendant Maxwell with notice of this lawsuit and an opportunity to respond.

Accordingly, we are requesting that you agree to appear on behalf of Ms. Maxwell and respond to the complaint within twenty-one (21) days in lieu of us seeking another court order granting permission to effectuate service on Ms. Maxwell by alternative service pursuant to FRCP 4(e)(1). If Ms. Maxwell chooses not to appear, we may pursue any and all available remedies, including the entry of a default judgment. Please do not hesitate to contact me should you wish to discuss any of the foregoing.

**PANISH
SHEA &
BOYLE**
LLP

Laura A. Menninger
Haddon, Morgan and Foreman, P.C.
April 2, 2020
Page 2

Very truly yours,

PANISH SHEA & BOYLE

A handwritten signature in black ink, appearing to read "R. Glassman", with a long horizontal flourish extending to the right.

Robert S. Glassman

Encls.

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

SOUTHERN DISTRICT OF NEW YORK

JANE DOE,

Plaintiff(s)

v.

Civil Action No. 1:20-cv-00484

DARREN K. INDYKE and RICHARD D. KAHN, in their
capacities as executors of the ESTATE OF JEFFREY E. EPSTEIN, et al.

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

Ghislaine Maxwell

116 East 65th Street,
New York, NY 10065

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Kevin R. Boyle
Robert S. Glassman
Panish Shea & Boyle LLP
11111 Santa Monica Blvd., Suite 700
Los Angeles, CA 90025

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: 01/28/2020

/s./D. Howie
Signature of Clerk or Deputy Clerk

Subj. [Signature]

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JANE DOE,

Plaintiff,

v.

DARREN K. INDYKE and RICHARD D.
KAHN, in their capacities as executors of the
ESTATE OF JEFFREY E. EPSTEIN,
GHISLAINE MAXWELL, an individual,

Defendants.

Case No. 1:20-cv-00484

COMPLAINT FOR DAMAGES

DEMAND FOR JURY TRIAL

Plaintiff Jane Doe ("Doe" or "Plaintiff") alleges as follows:

INTRODUCTION

1. This case arises out of years of sexual abuse and exploitation of a young girl by notorious pedophile and convicted sex offender Jeffrey Epstein ("Epstein"). It all started in 1994 when 13-year-old Jane Doe met Epstein and Defendant Ghislaine Maxwell ("Maxwell") at a summer camp in Michigan. Jane Doe was their first known victim and was subsequently abused by Epstein and Maxwell for years as a young girl, suffering unimaginable physical and psychological trauma and distress. Despite that, Jane Doe has persevered and survived to tell her story, to hold her perpetrators accountable and to seek justice for the atrocities committed against her.

2. Throughout his life, Epstein systematically perpetrated acts of molestation, exploitation, assault and rape on hundreds of young girls. Epstein's system of abuse was facilitated in large part by his co-conspirator and accomplice, Maxwell, who helped supply him with a steady stream of young and vulnerable girls—many of whom were fatherless, like Jane Doe, and came from struggling families.

THE PARTIES

5. Defendant Ghislaine Maxwell is domiciled in the State of New York.

7. Defendant Richard D. Kahn is sued in his capacity as an appointed executor of the of Jeffrey E. Epstein.

8. Plaintiff is domiciled in California.

10. Ghislaine Maxwell is domiciled in New York.

JURY DEMAND

FACTUAL ALLEGATIONS

13. In the summer of 1994, Jane Doe met Jeffrey Epstein and Ghislaine Maxwell at Interlochen Arts Camp in Michigan when she was only 13-years-old. Doe was there as a student

1 in the voice program. Doe was sitting alone on a bench between classes when Epstein and
2 Maxwell approached her. Epstein bragged to her about being a patron of the arts and giving
3 scholarships to talented young artists like Doe. Epstein and Maxwell probed her at length about
4 her background, family situation and where she lived. As Doe got up to leave, Epstein requested
5 her mother's phone number back in Florida. She was alarmed by his request, but also feared that
6 she could not refuse the older man's request so she complied and provided him with the phone
7 number.

8 14. Several weeks later, once Doe had returned from Michigan to Florida, Epstein
9 called Doe's home. Epstein first spoke with Doe's mother about how he mentors young kids and
10 provides scholarships for the arts. He requested to speak to Doe and invited her and her mother to
11 his mansion in Palm Beach. He sent a driver across town to pick them up.

12 15. Over the course of the next several months, Epstein and Maxwell attempted to
13 groom and mentor 13-year-old Jan Doe. Epstein gave himself the name of Doe's "godfather"
14 while Maxwell acted like an older sister to her. They took her to movies, went shopping with her
15 and lounged around Epstein's estate with her. Epstein and Maxwell then started to make sexual
16 references when they were with her. For instance, Maxwell told Doe that having sex with ex-
17 boyfriends was easy because once you slept with them "*they've been grandfathered in and you*
18 *could go back and fuck them whenever you wanted.*" Epstein also started to slowly display his
19 pedophilic ways when shopping with Doe and Maxwell. Instead of Doe picking out clothes she
20 wanted to wear, Epstein insisted that she pick out and wear little children's cotton underwear.
21 Also, after nearly every visit with Epstein and Maxwell, Epstein sent Doe home with two or three
22 one-hundred-dollar bills to give her mother since "*she's having a hard time and struggling as a*
23 *widow.*"

24 16. While these visits made Doe extremely uncomfortable, Epstein and Maxwell made
25 her feel she could not refuse them. During this time, Epstein started to pay for voice lessons for
26 Doe and insisted that Doe could not advance her career in any way without him. When Doe
27 expressed hesitation about spending time with Epstein and Maxwell or acquiescing to their
28 desires, Epstein and Maxwell would threaten Doe, and scold her for being "*ungrateful*".

1 17. During one of Doe's encounters with Epstein, he took her to Mar-a-Lago where he
2 introduced her to its owner, Donald J. Trump. Introducing 14-year-old Doe to Donald J. Trump,
3 Epstein elbowed Trump playfully asking him, referring to Doe, "*This is a good one, right?*"
4 Trump smiled and nodded in agreement. They both chuckled and Doe felt uncomfortable, but, at
5 the time, was too young to understand why.

6 18. Towards the end of 1994, Epstein invited Doe into his pool house, where he
7 grabbed her, put her on his lap and started masturbating. Epstein told her that was what to expect
8 from photographers who were soon going to be take modeling pictures of her. However, when
9 Doe was ultimately photographed by these professional photographers, they did no such thing.

10 19. Over the next few years, the sexual abuse escalated. On a regular basis, Epstein
11 would digitally penetrate Doe, force Doe to perform sexual acts on him and apply vibrators on
12 different parts of Doe's body. The abuse occurred at Epstein's home in Palm Beach, Florida,
13 Epstein's townhouse on 9 East 71st Street in New York City, and Epstein's ranch in New Mexico.
14 When travelling to these places, Doe often flew with Epstein and Maxwell in Epstein's private jet.

15 20. In 1996, when Doe was 16-years-old, Epstein moved Doe to New York City. At
16 first, Epstein put Doe up in his apartment on 65th Street and 2nd Avenue. After a few months,
17 Epstein co-signed the lease for Doe and Doe's mother for an apartment. Additionally, Epstein paid
18 her tuition at a private high school in Manhattan as well.

19 21. Once Epstein had secured Doe in New York and made her and her family
20 completely dependent on him financially (including, for the roof over their heads), Epstein's abuse
21 of Doe continued to escalate.

22 22. In 1997, while at Epstein's townhouse on 9 East 71st Street in the City of New
23 York, Epstein asked 17-year-old Doe if she had a boyfriend. Doe replied that she did not. Epstein
24 responded that when she did have a boyfriend she would want the sex to be "*good*" and that she
25 should "*get it over with already*," meaning lose her virginity. Despite Doe's resistance, Epstein
26 then pushed Doe down onto her stomach and raped her. From that point forward for several years
27 in New York, Epstein raped Doe on multiple occasions.

23. During Doe's time in New York, Maxwell also regularly facilitated Epstein's abuse of Doe and was frequently present when it occurred.

24. In 1999, Doe moved to Los Angeles to start a career. Upon moving to Los Angeles and being physically away from Epstein and Maxwell, Doe finally felt like she could escape Epstein's abuse and stopped returning his frequent calls where he would threaten and berate her for not appreciating him.

25. Despite Doe's physical escape from Epstein and Maxwell, the years of abuse and exploitation perpetrated against her by them cause her immeasurable pain and suffering every day.

Epstein's Death and Will

26. In July 2019, Epstein was indicted by the United States Attorney's Office for the Southern District of New York.

27. On August 10, 2019, Epstein was found dead in his jail cell at the Metropolitan Correctional Center, where he was being held pending trial. Upon information and belief, New York City's medical examiner concluded Epstein died by suicide.

28. On August 15, 2019, Epstein's last will and testament (the "Will") was filed in the Probate Division of the Superior Court of the Virgin Islands.

29. The Will indicated that it was executed by Epstein on August 8, 2019 at the Metropolitan Correctional Center. The Will was accompanied by affidavits from Darren K. Indyke and Richard D. Kahn attesting to their "Oath of Willingness to Serve as Executor and Appointment of Local Counsel." Mr. Indyke and Mr. Kahn also filed a Petition for Probate and for Letters Testamentary in the Superior Court of the Virgin Islands.

30. The Will's first article directs Epstein's executors "to pay from my estate all expenses of my last illness, my funeral and burial expenses, the administration expenses of my estate and all of my debts duly proven and allowed against my estate." The Will further directs that "after the payments and distributions provided in Article FIRST," Epstein "give[s] all of my property, real and personal, wherever situated...to the then acting Trustees of The 1953 Trust."

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1 31. On August 26, 2019, Defendant Darren K. Indyke filed a Certificate of Trust with
2 the Superior Court for the Virgin Islands, confirming that he and Defendant Richard D. Kahn are
3 the two Trustees of The 1953 Trust.

4 32. On September 6, 2019, Magistrate Judge Carolyn P. Hermon-Percell of the
5 Superior Court of the Virgin Islands ordered that Epstein's will be admitted to probate and
6 authorized Mr. Indyke and Mr. Kahn to administer the estate.

7 **FIRST CAUSE OF ACTION**

8 **(Sexual Assault)**

9 33. Plaintiff incorporates by reference all preceding paragraphs and re-alleges them as
10 if set forth fully herein.

11 34. On numerous occasions over several years, Epstein, with Maxwell's assistance,
12 made violent sexual demands on Plaintiff while placing his hands on her body in a position of
13 dominance and control and while touching Plaintiff in violent and invasive ways.

14 35. These demands, often made when young Plaintiff was alone with Epstein or with
15 only Epstein and Maxwell, were intended to frighten Plaintiff into submitting to his sexual
16 demands and placed Plaintiff in apprehension of harm.

17 36. This conduct caused Plaintiff serious and persistent harm and contributed to
18 injuries that Plaintiff continues to suffer.

19 37. This cause of action is timely under the Child Victims Act, N.Y. C.P.L.R. § 214-g
20 (McKinney 2019), because it arises out of conduct perpetrated against Plaintiff when she was
21 under the age of 18 that constitutes a sexual offense as defined in Article One Hundred Thirty of
22 the New York Penal Law ("Article 130"). *See* N.Y. P.L. § 130.52; N.Y. P.L. § 130.55.

23 **SECOND CAUSE OF ACTION**

24 **(Sexual Battery)**

25 38. Plaintiff incorporates by reference all preceding paragraphs and re-alleges them as
26 if set forth fully herein.

27 39. On numerous occasions over several years, Epstein raped Doe.
28

43. This cause of action is timely under the Child Victims Act, N.Y. C.P.L.R. § 214-g (McKinney 2019), because it arises out of conduct perpetrated against Plaintiff when she was under the age of 18 that constitutes a sexual offense as defined in Article One Hundred Thirty of the New York Penal Law (“Article 130”). *See* N.Y. P.L. § 130.52; N.Y. P.L. § 130.55.

(Intentional Infliction of Emotional Distress)

48. This cause of action is timely under the Child Victims Act, N.Y. C.P.L.R. § 214-g (McKinney 2019), because it arises out of conduct perpetrated against Plaintiff when she was under the age of 18 that constitutes a sexual offense as defined in Article One Hundred Thirty of the New York Penal Law (“Article 130”). *See* N.Y. P.L. § 130.52; N.Y. P.L. § 130.55.

(Negligent Infliction of Emotional Distress)

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1 49. Plaintiff incorporates by reference all preceding paragraphs and re-alleges them as
2 if set forth fully herein.

3 50. Epstein and Maxwell coaxed Plaintiff, then a teenaged girl, into Epstein's home for
4 a period of several years. They worked hard to groom her. Once under their supervision and
5 influence, Epstein and Maxwell proceeded methodically to sexually abuse Plaintiff.

6 51. Epstein and Maxwell's conduct was extreme and outrageous, breached a duty owed
7 directly to Plaintiff, endangered her physical safety, and caused severe and lasting emotional
8 distress and serious injuries to Plaintiff's mental health.

9 52. This cause of action is timely under the Child Victims Act, N.Y. C.P.L.R. § 214-g
10 (McKinney 2019), because it arises out of conduct perpetrated against Plaintiff when she was
11 under the age of 18 that constitutes a sexual offense as defined in Article One Hundred Thirty of
12 the New York Penal Law ("Article 130"). *See* N.Y. P.L. § 130.52; N.Y. P.L. § 130.55.

13 **FIFTH CAUSE OF ACTION**

14 **(False Imprisonment)**

15 53. Plaintiff incorporates by reference all preceding paragraphs and re-alleges them as
16 if set forth fully herein.

17 54. Defendants, in perpetrating the above-described non-consensual sexual assaults,
18 did, by use of threat and/or physical force, willfully and intentionally confine, detain, imprison
19 and/or restrain Plaintiff without lawful authority to do so, against her will, and without her
20 consent.

21 55. Plaintiff was aware of, and suffered the extreme effects of, the Defendants'
22 unlawful confinement.

23 56. As a consequence of Defendants' false imprisonment of Plaintiff, she sustained
24 conscious pain and suffering, Plaintiff's health was impaired, Plaintiff suffered great mental
25 distress, shock, fright and humiliation, and Plaintiff's reputation and character were injured.

26 57. As a consequence of the conduct of Defendants, Plaintiff has incurred severe
27 psychological trauma and damage, has suffered great humiliation, loss of esteem, mental anguish
28 and suffering.

58. This cause of action is timely under the Child Victims Act, N.Y. C.P.L.R. § 214-g (McKinney 2019), because it arises out of conduct perpetrated against Plaintiff when she was under the age of 18 that constitutes a sexual offense as defined in Article One Hundred Thirty of the New York Penal Law (“Article 130”). *See* N.Y. P.L. § 130.52; N.Y. P.L. § 130.55.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff Jane Doe prays for this Court to:

59. Issue a judgment declaring that Defendant ESTATE OF JEFFREY E. EPSTEIN by and through its executors, DARREN K. INDYKE and RICHARD D. KAHN, as legal representatives of the Estate of Jeffrey E. Epstein, and Defendant GHISLAINE MAXWELL are liable for the violations of law alleged in this case;

60. Award actual, compensatory, statutory, consequential and punitive damages;

61. Award pre-judgment and post-judgment interest at the highest rate allowed by law;
and

62. Grant such further relief as this Court may deem just and proper.

Respectfully submitted,



Dated: January 16, 2020

Kevin Boyle (admission pending)
Robert Glassman (admission pending)
Nathan Werksman (admission pending)

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EXHIBIT 4



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April 13, 2020

Via Email

Robert S. Glassman
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Los Angeles, CA 90025

Re: 20-CV-00484 (JGK-DCF), *Jane Doe v. Darren K. Indyke, et al.*,

Dear Mr. Glassman:

I am not authorized to accept service of any complaint on behalf of Ghislaine Maxwell.

Your statement that your letter to me “shall constitute service of the complaint and summons as to defendant Ghislaine Maxwell” is an incorrect statement of the law. I am unaware of any authority for you to use decisions in other cases with other parties under other circumstances to support your own *sua sponte* service of a Complaint under Rule 4. If you have such authority, please share it with me. It also appears that you have undertaken no efforts to serve Ms. Maxwell consistent with the Rules.

Your threat to seek “default judgment” when you have failed to follow the Rules or the applicable authority in New York is not well-founded in law. Please refrain in the future from making such threats.

Sincerely,

Laura A. Menninger

EXHIBIT 5

2018 WL 637421

2018 WL 637421

Only the Westlaw citation is currently available.

United States District Court, S.D. New York.

Sarah RANSOME, Plaintiff,

v.

Jeffrey EPSTEIN, et al., Defendants.

17-cv-616 (JGK)

|

Signed 01/30/2018

Attorneys and Law Firms

Justin Y.K. Chu, Michael Campion Miller, Steptoe & Johnson, LLP, Alexander Seton Lorenzo, Alston & Bird, LLP, New York, NY, Laura A. Menninger, Haddon, Morgan and Foreman, P.C., Denver, CO, John E. Stephenson, Jr., Alston & Bird LLP, Atlanta, GA, for Defendants.

MEMORANDUM OPINION AND ORDER

John G. Koeltl, United States District Judge

*1 The plaintiff, Sarah Ransome¹, has moved the Court to approve alternative service on the defendant Ghislaine Maxwell and to find that service has been effected. The plaintiff asserts that, despite diligent measures, she has been unable to serve Maxwell personally. The plaintiff argues, however, that she has taken reasonable measures to provide Maxwell with notice of the pending lawsuit and requests that this service should be deemed sufficient. Non-party Haddon Morgan & Foreman, P.C. (“Haddon Morgan”), Maxwell’s counsel in another litigation pending in this Court, has refused to accept service on behalf of Maxwell and has objected to becoming a general agent of process for Maxwell, but has taken no position on the plaintiff’s application to deem service effected through the email efforts that the plaintiff has already made. Neither Maxwell nor any representative of Maxwell has otherwise opposed the current motion.

Federal Rule of Civil Procedure 4(e)(1) permits a plaintiff to serve a defendant by following the procedures set forth by state law in the state where the district court is located. New York Civil Practice Law and Rules Section 308 sets forth available methods of service. Where service under §§ 308(1), (2), or (4)—which generally provide variants of personal service—is impracticable, § 308(5) provides that the

Court may approve alternative service methods. See, e.g., [Rampersad v. Deutsche Bank Sec., Inc.](#), No. 02-cv-7311(LTS) (AJP), 2003 WL 21073951, at *1 (S.D.N.Y. May 9, 2003). Service under § 308(5) requires a showing of impracticability of the other methods of service, but does not require a showing of due diligence. *Id.*

The plaintiff has taken various steps in an effort to serve Maxwell personally—all to no avail. The plaintiff retained a private investigation firm to attempt to determine where Maxwell resides, and that firm attempted service at three physical addresses potentially associated with Maxwell. The plaintiff also emailed the summons and complaint to several email addresses that are publicly associated with Maxwell, only one of which has been returned as undelivered. The plaintiff has also provided a copy of the summons and complaint to Haddon Morgan who currently represents Maxwell in another litigation pending in this district.

Under these circumstances, the plaintiff has demonstrated impracticability, because she has made numerous efforts to obtain information about the defendant’s current residence and general contact information to effectuate personal service but has been unable to locate Maxwell. See, e.g., [S.E.C. v. Nnebe](#), No. 01-cv-5247 (KMW), 2003 WL 402377, at *3 (S.D.N.Y. Feb. 21, 2003) (collecting cases). Accordingly, the Court finds that the plaintiff has demonstrated that service on Maxwell is impracticable and thus grants the motion for alternative service.

*2 Further, the steps already taken by the plaintiff to serve Maxwell are “reasonably calculated, under the circumstances, to apprise [her] of the pendency of the action and afford [her] an opportunity to present [he]r objections,” and the Court therefore deems service of the summons and complaint to be complete as to defendant Maxwell. See, e.g., [Bozza v. Love](#), No. 15-CV-3271 (LGS), 2015 WL 4039849, at *2 (S.D.N.Y. July 1, 2015) (holding that service upon the defendant’s counsel in an unrelated matter was sufficient); [Rampersad](#), 2003 WL 21073951, at *1.

Finally, Haddon Morgan’s objection to becoming a general agent of process for Maxwell is unfounded. The Court’s ruling that service by email and personal delivery to Haddon Morgan has been reasonably calculated to provide Maxwell with notice of this lawsuit and an opportunity to respond does not turn Haddon Morgan into a general agent for Maxwell. Indeed, this order does not even require Haddon Morgan to accept service on behalf of Maxwell, but rather finds that

2018 WL 637421

service on Haddon Morgan is likely to provide notice of the lawsuit to Maxwell, given that Haddon Morgan is presumably in contact with Maxwell with regards to their representation of her in the other pending matter. See [Bozza](#), 2015 WL 4039849, at *2.

Accordingly, the motion for alternative service is granted. The Clerk of Court is directed to close the motion pending at Docket Number 97. Defendant Maxwell's time to move or answer is twenty-one days from the date of this order.

If Maxwell chooses not to appear, the plaintiff may pursue whatever remedies are available, including the entry of a default judgment.

SO ORDERED.

All Citations

Not Reported in Fed. Supp., 2018 WL 637421

Footnotes

1 The Clerk of Court is directed to amend the case caption to name Sarah Ransome as the plaintiff. See Docket No. 96.

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